

RESPONSE TO RESTRICTION REQUIREMENT

In the Office Action dated February 6, 2008, the Examiner issued an election of species requirement alleging that the application contains claims to patentably distinct species.

The Examiner stated that Applicant is required to elect a single disclosed species of a C₁-C₄ alcohol, and a single disclosed species of a penetration enhancer for initial prosecution on the merits. Applicant accordingly elects ethanol as the C₁-C₄ alcohol, and isopropyl myristate as the penetration enhancer, pursuant to 37 C.F.R. § 1.146. Therefore, the claims which read on the elected species are claims 1-30, 32-37, 39-40 and 42-79.

The foregoing election is made without prejudice to Applicant's right to claim the subject matter of all non-elected claims in this or any related application. No new matter is added and no change in inventorship is believed to result from the election.

CONCLUSION

Applicant submits that the presently pending claims are in condition for allowance and requests early and favorable consideration.

Respectfully submitted,

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